

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
**No. 5:17-CV-00526-FL**

|                        |   |                        |
|------------------------|---|------------------------|
| SAMUKA DONZO,          | ) |                        |
|                        | ) |                        |
| Plaintiff,             | ) |                        |
|                        | ) |                        |
| v.                     | ) |                        |
|                        | ) | <u>ORDER TO REMAND</u> |
| NANCY A. BERRYHILL,    | ) |                        |
| Acting Commissioner of | ) |                        |
| Social Security        | ) |                        |
|                        | ) |                        |
| Defendant.             | ) |                        |
| _____                  | ) |                        |

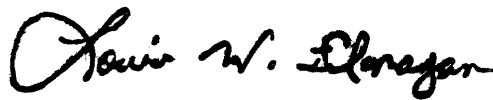
This matter is before the court on Plaintiff's Complaint and Defendant's Motion for Remand to the Commissioner for further administrative proceedings. The Commissioner wishes to conduct further fact finding, including holding a new hearing. Plaintiff's counsel consents to the Government's Motion for Remand.

The Court finds good cause has been alleged for Defendant's Motion to remand. Accordingly, the Court hereby reverses the Commissioner's decision under sentence four of 42 U.S.C. § 405(g) and remands the case to the Commissioner for further proceedings, including a new hearing. See Shalala v. Schaefer, 509 U.S. 292 (1993); Melkonyan v. Sullivan, 501 U.S. 89 (1991).

The Court further directs that re-filing of Defendant's transcript is no longer necessary.

The Clerk of Court is directed to enter a separate judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

SO ORDERED this 1st day of August 2018.

A handwritten signature in black ink, reading "Louise W. Flanagan". The signature is written in a cursive, flowing style. The first letter "L" is large and loops around. The "W" is also stylized with loops. The signature is positioned above a horizontal line.

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Louise W. Flanagan  
United States District Judge